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January 4, 2022

Clerk of the Supreme Court of Alaska
303 K Street, Fourth Floor
Anchorage AK 99501

Re: Kohlhaas v. State, S-18210.
Third Citation of Additional Authority
Appellate Rule 212(12)

Dear Ms. Montgomery,

This letter is to provide additional authority in accord with Appellate Rule 212(12). No party or amicus has cited this case, but it may have some relevance. The case is State v. Galvin, 491 P.3d 325 (Alaska 2021) In a 3-2 decision, this Court held that the factual findings of the superior court were sufficient to deny a request for a preliminary injunction because granting a preliminary injunction "could have imperiled the public interest in an orderly and timely election." (491 P.3d at 328)

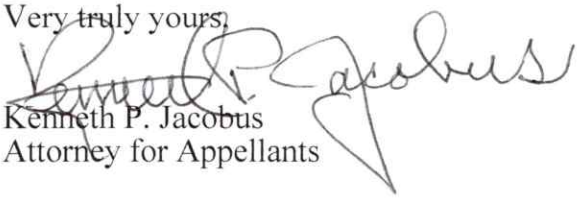
The statement that "Article I, section 5 of the Alaska Constitution 'guarantees the rights of people, *and political parties*, to associate together to achieve their political goals'" (emphasis in original) (491 P.3d at 334) is simply a restatement of State v. Alaska Democratic Party, 426 P.3d 901, 906 (Alaska 2018), but is also relevant to the argument that Proposition 2 violates the parties' rights of free political association by removing them from having influence in the elections which appears at pages 8 to 10 of the opening brief and pages 3 to 6 of the reply brief.

The recognition and discussion of prohibited mandatory political association (491 P.3d at 335 and Footnote 33 and cases cited therein), is also relevant to the arguments referenced in the previous paragraph.

The majority stated that "We interpret a statute "according to reason, practicality, and common sense..." (491 P.3d at 336). The dissent also recognized that the Court must interpret statutory terms "in a reasonable, practical and common-sense way, as we are obligated to do". 491 P.3d at 340) The dissent also recognized that the governing statute in Galvin recognized that the ballots must be prepared "...to reflect most accurately the intent of the voter..." (492 P.3d at 341) These observations, and the cases cited, are relevant to the argument that the Meyer decision was too broad, appearing at pages 13 to 14 of the opening brief, and pages 1 to 3 (Section I of the reply brief.

An original and ten copies of this letter will be filed with this Court as required by Appellate Rule 212(12).

Very truly yours,



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cc All involved attorneys by email